

## **Deposition of Brad A. Lohrey**

**Oregon Firearms Federation, Inc., et al. v. Kotek, et al.  
(Consolidated)**

**April 25, 2023**



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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
PENDLETON DIVISION

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OREGON FIREARMS FEDERATION,	)	
INC., et al.,	)	
	)	Civil No.
Plaintiffs,	)	2:22-cv-01815-IM
v.	)	(Lead Case)
	)	
TINA KOTEK, et al.,	)	Civil No.
	)	3:22-cv-01859-IM
Defendants.	)	(Trailing Case)
	)	
	)	Civil No.
(Continued)	)	3:22-cv-01862-IM
	)	(Trailing Case)
	)	
	)	Civil No.
	)	3:22-cv-01869-IM
	)	(Trailing Case)
	)	

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\* VIDEOCONFERENCE \*

VIDEOTAPED DEPOSITION UPON ORAL EXAMINATION  
OF  
BRAD A. LOHREY

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Witness located in:

Moro, Oregon

\* All participants appeared via videoconference \*

DATE TAKEN: April 25, 2023  
REPORTED BY: Tia B. Reidt, Washington RPR, CCR #2798  
Oregon # 22-0001

1 \_\_\_\_\_

2 (continued) )

3 MARK FITZ, et al., )

4 Plaintiffs, )

5 v. )

6 ELLEN F. ROSENBLUM, et al., )

7 Defendants. )

8 \_\_\_\_\_

9 KATERINA B. EYRE, et al., )

10 Plaintiffs, )

11 v. )

12 ELLEN F. ROSENBLUM, et al., )

13 Defendants, )

14 and )

15 OREGON ALLIANCE FOR GUN )

16 SAFETY, )

17 Intervenor- )

18 Defendant. )

19 \_\_\_\_\_

20 DANIEL AZZOPARDI, et al., )

21 Plaintiffs, )

22 v. )

23 ELLEN F. ROSENBLUM, et al., )

24 Defendants. )

25 \_\_\_\_\_

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APPEARANCES

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## EXAMINATION INDEX

EXAMINATION BY:	PAGE
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## EXHIBIT INDEX

EXHIBIT	DESCRIPTION	PAGE
EXHIBIT 106	Declaration of Plaintiff Sheriff Brad Lohrey in Support of Plaintiffs' Emergency Motion For Preliminary Injunction.	59

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1 We are back on the record.

2 BY MR. JINDAL:

3 Q. And Sheriff Lohrey, do you understand that  
4 you're still under oath?

5 A. Yes.

6 Q. And earlier in the day we had been discussing  
7 some of the requirements of Measure 114. And one of  
8 those requirements is that the permit agent must  
9 determine that a person isn't a danger to themselves or  
10 to others; isn't that correct?

11 A. Yes.

12 Q. And do you agree that this determination is  
13 identical to the determination that's made for CHL  
14 licenses?

15 A. Yes.

16 Q. Is there any additional work that your office  
17 needs to do or any other additional work that OSP needs  
18 to do in order to implement this component of  
19 Measure 114?

20 A. We're just doubly doing it.

21 Q. But other than sort of the act of doing it, is  
22 there any sort of impediment to your office being able  
23 to complete this requirement?

24 A. No.

25 Q. When administering the CHLs, how does your

1 office make a determination that a person is not a  
2 danger to themselves or others?

3 A. We run them through LEDS, which LEDS also does  
4 NCIC, III, NICS, which is the National Institute  
5 Criminal System inlets. And then everybody applies in  
6 person, and, you know, we talk to them.

7 Q. And so other than this initial -- or the  
8 interviewing the person and reviewing these databases,  
9 do you review any other information when making the  
10 determination?

11 A. Oregon eCourts.

12 Q. I'm sorry. Can you say that one more time?

13 A. I call it Oregon eCourts, but OJCIN, I guess.

14 Q. Oh.

15 A. Yeah.

16 Q. Understood.

17 And what is OJCIN?

18 A. That's all the current court cases that are  
19 going on.

20 Q. Understood.

21 And does your office believe it is able to  
22 make a determination effectively, given the information  
23 that it has?

24 A. Yes.

25 Q. And one other requirement of the

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## C E R T I F I C A T E


STATE OF WASHINGTON

COUNTY OF PIERCE

I, Tia Reidt, a Certified Court Reporter in and for the State of Washington, do hereby certify that the foregoing transcript of the deposition of BRAD A. LOHREY, having been duly sworn, on April 25, 2023, is true and accurate to the best of my knowledge, skill and ability.

Reading and signing was requested pursuant to FRCP Rule 30(e).

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 1st day of May, 2023.



/S/ Tia B. Reidt  
Tia B. Reidt, RPR, CCR 22-0001  
NOTARY PUBLIC, State of  
Washington.  
My commission expires  
5/15/2026.